

NO. 54211

**APPLICATION FOR PERMIT  
TO APPROPRIATE THE PUBLIC WATERS OF THE STATE OF  
NEVADA**

Date of filing in State Engineer's Office DEC 05 1989  
Returned to applicant for correction DEC 27 1989  
Corrected application filed \_\_\_\_\_  
Map filed JAN 08 1990 under 54210

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The applicant **Elko Blacksmith Shop, Inc.**, hereby makes application for permission to appropriate the public waters of the State of Nevada, as hereinafter stated.

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1. The source of the proposed appropriation is **Underground**
2. The amount of water applied for is **0.01 cfs** second-feet
  - (a) If stored in reservoir give number of acre-feet
3. The water to be used for **Stockwater**
4. If use is for:
  - (a) Irrigation, state number of acres to be irrigated
  - (b) Stockwater, state number and kinds of animals to be watered **350 Cattle**
  - (c) Other use (describe fully under No. 12. "Remarks")
  - (d) Power:
    - (1) Horsepower developed
    - (2) Point of return of water to stream
5. The water is to be diverted from its source at the following point **SW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> of Section 12, T 30 N, R 54 E, MDB & M., at a point from which the SE corner of said Section 12 bears S 78° 41' 00" E, 2500.00 feet.**
6. Place of Use **SW<sup>1</sup>/<sub>4</sub> SE<sup>1</sup>/<sub>4</sub> of Section 12, T 30 N, R 54 E, MDB & M.**
7. Use will begin about **January 1** and end about **December 31** of each year.
8. Description of proposed works **Well, Pipeline & Trough**
9. Estimated cost of works **\$20,000**
10. Estimated time required to construct works **3 years**
11. Estimated time required to complete the application of water to beneficial use **5 years**
12. Remarks:

**BOYACK SURVEYING, AGENT**  
By **s/Robert E. Morley**  
**Robert E. Morley**  
**515 South Fifth Street**  
**Elko, Nevada 89801**

Compared hs/cmf hs/bk

Protested 3/16/90 by BLM; protest overruled 2/10/00 See Ruling 4850

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APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit is issued subject to all existing rights on the source. It is understood that the amount of water herein granted is only a temporary allowance and that the final water right obtained under this permit will be dependent upon the period of use and the average number of livestock served from the waters of this source. It is further understood that this right must allow for a reasonable lowering of the static water level at permittee's well due to any other ground water development in the area. The well shall be equipped with a 2-inch opening for measuring depth to water. If well is flowing, a valve must be installed and maintained to prevent waste. The State retains the right to regulate the use of the water herein granted at any and all times but does not take responsibility for the use of the Federal range.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

This permit is issued under the provisions of NRS 534.120(2) as a preferred use.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.011 cubic feet per second, or sufficient to water 350 head of cattle.

Work must be prosecuted with reasonable diligence and be completed on or before:

April 12, 2003

Proof of completion of work shall be filed before:

May 12, 2003

Water must be placed to beneficial use on or before:

April 12, 2005

Proof of the application of water to beneficial use shall be filed on or before:

May 12, 2005

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.,

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 12th day of, April A.D. 2000

  
State Engineer

Completion of work filed MAY 13 2003

Proof of beneficial use filed MAY 27 2005

Cultural map filed N/A

Certificate No. 16567 Issued 9-6-05